

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN

ALLSTATE INSURANCE COMPANY;
ALLSTATE FIRE AND CASUALTY
INSURANCE COMPANY; ALLSTATE
PROPERTY AND CASUALTY
INSURANCE COMPANY; ESURANCE
INSURANCE COMPANY; and
ESURANCE PROPERTY AND
CASUALTY INSURANCE COMPANY,

Plaintiffs,

v.

ISPINE, PLLC; SURGICAL CENTER
OF SOUTHFIELD, LLC; NORTHWEST
NEUROLOGY, P.C.; PERFORMANCE
ORTHOPEDICS OF MICHIGAN PLLC;
BRR MEDICAL SUPPLY, INC.; CCT
MEDICAL SUPPLIES, INC; STEFAN
PRIBIL, M.D.; WESLEY BLAKE
BARBER; TESSY JENKINS, M.D.; and
ROBERT SWIFT, D.O.,

Defendants.

C.A. No. 20-cv-12008-LVP-EAS

STIPULATION AND ORDER OF DISMISSAL AS TO
BRR MEDICAL SUPPLY, INC. ONLY

Pursuant to Fed. R. Civ. P. 41(a)(1), it is hereby stipulated and agreed by and between plaintiffs Allstate Insurance Company, Allstate Fire and Casualty Insurance Company, Allstate Property and Casualty Insurance Company, Esurance Insurance Company, and Esurance Property and Casualty Insurance Company (collectively,

“Allstate”) and defendant, BRR Medical Supply, Inc. (“BRR Medical”) only, by and through their undersigned counsel, that Allstate’s Complaint (*Docket No. 1*) be dismissed with prejudice as to BRR Medical without costs or fees of any kind to any party. It is also hereby agreed by the parties that this Court shall retain jurisdiction to enforce the terms of settlement reached between the parties.

[SIGNATURE PAGE FOLLOWS]

STIPULATED AND AGREED TO THIS 13th DAY OF OCTOBER, 2020:

<p>Respectfully Submitted,</p> <p><i>Allstate Insurance Company, Allstate Fire and Casualty Insurance Company, Allstate Property and Casualty Insurance Company, Esurance Insurance Company, and Esurance Property and Casualty Insurance Company</i></p> <p>By their Attorneys,</p> <p><i>/s/ Jacquelyn A. McEttrick</i></p> <hr/> <p>Richard D. King, Jr. Nathan A. Tilden (P76969) Jacquelyn A. McEttrick Andrew H. DeNinno SMITH & BRINK 38777 Six Mile Road, Suite 314 Livonia, MI 48152</p> <p>350 Granite St., Suite 2204 Braintree, MA 02184 (617) 770-2214</p>	<p><i>BRR Medical Supply, Inc.</i></p> <p>By Its Attorney,</p> <p><i>/s/ Jordan S. Vahdat</i></p> <hr/> <p>Jordan S. Vahdat, Esq. VAHDAT WEISMAN, PLC 17197 N. Laurel Park Dr. Suite 500 Livonia, MI 48152 (734) 469-4994</p>
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Defendants.

C.A. No. 20-cv-12008-LVP-EAS

ORDER OF DISMISSAL AS TO
BRR MEDICAL SUPPLY, INC. ONLY

This matter having come before the Court upon stipulation of the parties, and
the Court being otherwise fully advised in the premises:

IT IS ORDERED that plaintiffs' causes of action against defendant BRR Medical Supply, Inc. only are hereby dismissed with prejudice and without costs to any party. The Court shall retain jurisdiction over this matter only to enforce the terms of settlement reached between the parties.

IT IS SO ORDERED.

s/ Linda V. Parker
LINDA V. PARKER
U.S. DISTRICT JUDGE

Dated: October 13, 2020